

#8/Election
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AMD E365



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Wenge Yang)
Serial No. 09/805,273)
Filed: March 13, 2001)
For: HIGHLY CONDUCTIVE)
SEMICONDUCTOR)
STRUCTURES,)
METHOD OF FORMING SAME)
VIA PLASMA ETCH, AND)
ELECTRICAL DEVICES)
INCORPORATING HIGHLY)
CONDUCTIVE)
SEMICONDUCTOR)
STRUCTURES)

Group Art Unit: 2823

Examiner: Estrada, Michelle

RESPONSE TO RESTRICTION REQUIREMENT

Hon. Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

In the Office Action mailed January 14, 2003, the Examiner has stated that the present Application contains claims directed to two distinct inventions, Invention I and Invention II. Specifically, the Examiner contends that the first invention, Invention I, is represented by Claims 1-16 and 21-26 and is drawn to a process of making a semiconductor device, classified in class 438, subclass 709. The Examiner further contends that the second invention, Invention II, is represented by Claims 17-20 and is drawn to a

Serial No.09/805,273

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Examiner: Estrada, Michelle
Art Unit: 2823

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semiconductor device, classified in class 257, subclass 632. As such, the Examiner has required Applicant to elect an invention for prosecution on the merits.

ELECTION WITHOUT TRAVERSE BETWEEN
INVENTION I and INVENTION II

Applicant elects without traverse the first invention, Invention I, represented by Claims 1-16 and 21-26 and drawn to a process of making a semiconductor device, classified in class 438, subclass 709. Thus, Applicant elects Claims 1-16 and 21-26 without traverse.

The Examiner is invited to contact Applicants' undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Please charge any additional fees or apply any credits to our PTO deposit account No. 23-0085.

Respectfully submitted,

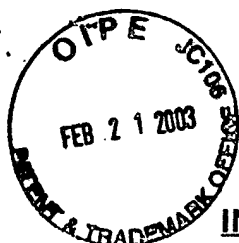
Wagner, Murabito & Hao LLP



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Dated: 2/17, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this transmittal of the below described document is being deposited with the United States Postal Service in an envelope bearing First Class Postage and addressed to the U.S. Patent and Trademark Office, Washington, D.C., 20231, on the below date of deposit.			
Date of Deposit:	2/14/03	Name of Person Making the Deposit:	Kerry Erin Kelly
		Signature of the Person Making the Deposit:	<i>Kerry Erin Kelly</i>

In re Application of: **Wenge Yang**

Serial No.: **09/805,273**

Examiner: **Estrada, Michelle**

Filed: **3/13/01**

Art Unit: **2823**

For: **HIGHLY CONDUCTIVE SEMICONDUCTOR STRUCTURES, METHOD OF FORMING SAME VIA PLASMA ETCH, AND ELECTRICAL DEVICES INCORPORATING HIGHLY CONDUCTIVE SEMICONDUCTOR STRUCTURES**

**Assistant Commissioner for Patents
Washington, D.C. 20231**

RESPONSE TO RESTRICTION REQUIREMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application

☒ Transmitted herewith is a response to a Restriction Requirement for the above identified patent application.

(2 sheets)

Transmitted herewith are _____ sheets of substitute formal drawings.

Other: _____

2. Applicant is other than a small entity

Extension of Term

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(a) ☐ Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

<u>Extension</u>	<u>Fee</u>
<input type="checkbox"/> one month	\$110.00
<input type="checkbox"/> two months	\$400.00
<input type="checkbox"/> three months	\$920.00
<input type="checkbox"/> four months	\$1,960.00

Fee \$ _____

If an additional extension of time is required, please consider this a petition therefor.

(b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

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F e Calculation

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(for other than a small entity)					
Fee Items	Claims Remaining After Amendment	Highest Number of Claims Previously Paid For	Present Extra Claims	Fee Rate	Total
Total Claims	22	- 26 =	0	x \$18.00	\$0.00
Independent Claims	3	- 3 =	0	x \$80.00	\$0.00
Multiple Dependent Claim Fee (one or more, first added by this amendment)				\$260.00	\$0.00
Total Fees					\$0.00

PAYMENT OF FEES

5. The full fee due in connection with this communication is provided as follows:
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085. A duplicate copy of this authorization is enclosed.
- ☐ A check in the amount of \$_____

Please direct all correspondence concerning the above-identified application to the following address:

WAGNER, MURABITO & HAO LLP
 Two North Market Street, Third Floor
 San Jose, California 95113
 (408) 938-9060

Respectfully submitted,

Date: February 14, 2003

By: 

James P. Hao
 Reg. No. 36,398